



STAFF REPORT

**ORDINANCE REPEALING ORDINANCE 932
ESTABLISHING AN ARTS COMMISSION CODIFIED AS BELMONT
MUNICIPAL CODE CHAPTER 2, ADMINISTRATION, ARTICLE X, ARTS
COMMISSION, SECTIONS 2-180 THROUGH 2-186 AND CHAPTER 5.5, ARTS,
ARTICLE I, IN GENERAL, ARTICLE II, COMMISSION, SECTIONS 5.5-1
THROUGH 5.5-28**

Mayor and City Council of the City of Belmont
Belmont CA

Honorable Mayor and Council Members:

Summary

At the Council meeting of September 28, 2004 City Council directed staff to create a plan to provide for the transition of the Arts Commission into an independent arts organization and prepare an ordinance repealing Ordinance 932 Establishing an Arts Commission codified as Belmont Municipal Code Chapter 2, Administration, Article X, Arts Commission, Sections 2-180 through 2-186 and Chapter 5.5, Arts, Article I, In General, Article II, Commission, Sections 5.5-1 through 5.5-28. The Ordinance repealing Ordinance 932 references both Municipal Code Chapter 2, Administration, Article X, Arts Commission, Sections 2-180 through 2-186 and Chapter 5.5, Arts, Article I, In General, Article II, Commission, Sections 5.5-1 through 5.5-28 because Municipal Code Corporation failed to delete the reference in Chapter 5.5, Arts, as they should have when completing the last code update. Based on Council direction this report contains the proposed ordinance repealing Ordinance 932 Establishing an Arts Commission for the City Council to review, and, if appropriate, introduce for adoption.

Background & Discussion

At the June 22, 2004 Council meeting the Council adopted the FY 2005 budget. Included in the adopted budget was an action to not fund the position of Recreation Superintendent. A stated consequence of that action was to provide for the transition of the Arts Commission into an independent Arts Alliance or other form of independent arts organization. The recommendation to disband the Arts Commission was in recognition of the reduction in available time for staff to serve as liaison to the Commission.

At the September 28, 2004 Council meeting Council directed staff to meet one more time with the Arts Commission. The purpose of the meeting would be to develop a recommendation for Council's consideration on how to assist the Arts Commission in transitioning into an independent arts organization. The Council also directed staff to prepare an ordinance repealing Ordinance 932 that established the Arts Commission in 1998.

At their last meeting on October 18, 2004 the Commission was asked to discuss the details of a transition plan as directed by Council. Since only two Commissioners were present at the meeting a quorum was not reached. The meeting was canceled and no action taken.

The provisions establishing an Arts Commission in the Belmont Municipal Code are found in Chapter 2, Administration, Article X, Arts Commission, Sections 2-180 through 2-186 and Chapter 5.5, Arts, Article I, In General, Article II, Commission, Sections 5.5-1 through 5.5-28. By taking the recommended action, these Municipal Code sections will be repealed.

Fiscal Impact

There is no fiscal impact with this action. The City has realized savings from the elimination of the Recreation Superintendent position and will also save on producing and distributing agenda packets.

Recommendation

It is recommended that the repeal of Ordinance 932, Chapter 2, Administration, Article X, Arts Commission, Sections 2-180 through 2-186 and Chapter 5.5, Arts, Article I, In General, Article II, Commission, Sections 5.5-1 through 5.5-28 of the Municipal Code be introduced at this meeting by the City Council and that the Ordinance be placed on the next agenda for a second reading and adoption.

Alternatives

1. Take no action. The Ordinance would remain as currently written, with the Arts Commission activities suspended until otherwise directed by Council.

Attachments

1. Ordinance Repealing Belmont Municipal Code Chapter 2, Administration, Article X, Arts Commission, Sections 2-180 through 2-186 and Chapter 5.5, Arts, Article I, In General,

Article II, Commission, Sections 5.5-1 through 5.5-28

Respectfully submitted,

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